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June 20, 2001

BOX PCT

Assistant Commissioner for Patents
Washington, D.C. 20231

Re: Klaas POELSTRA
New U.S. Patent Application
National Phase of International Application No. PCT/NL98/00722
Dated: December 21, 1998
"DIAGNOSIS OF SEPSIS USING THE LPS-BINDING MOIETY OF ALKALINE
PHOSPHATASE" Attorney Docket No. POELSTRA

SIR:

We enclose herewith:

- [X] Transmittal Letter concerning a filing under 35 U.S.C. 371
- [X] Copy International Application Publication No. WO 00/37943 with International Search Report
- [X] Notification of Receipt of Demand for Preliminary Examination
- [X] Copy of Notification of the International Application Number and of the International Filing Date
- [X] Copy of International Preliminary Examination Report (Corrected Version)
- [X] Copy Written Opinion dated 19 October 2000
- [X] Copy Response to Written Opinion dated 19 January 2001
- [X] Preliminary Amendment
- [X] One (1) Sheet of Drawings
- [X] Information Disclosure Statement
- [X] Copies of Two (2) References Cited
- [X] Check for \$ 1,678.00 (\$860.00 Filing Fee, \$130.00 Late Declaration Fee, \$ 688.00 Extra Claim Fees)
- [X] Acknowledgment Postcard

CORRESPONDENCE INDICATION: Please recognize the following address as the correspondence address:

**00545**

PATENT TRADEMARK OFFICE

The Commissioner is hereby authorized to charge payment of the fees associated with this communication or credit any overpayment to Deposit Account No. 08-0570. Applicant hereby petitions under 37 CFR 1.136 or other applicable rule to have the response period extended the number of months necessary to render the attached communication timely if a petition is required.

Respectfully submitted,

Anthony H. Handal/Roger Pitt
Reg. No. 26,275/ 46,996Express Mail Label No.
EL695230229US

FORM PTO-1390 (Modified)
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A FILING UNDER 35 U.S.C. 371

POELSTRA

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.5)

Unknown 09/868585

INTERNATIONAL APPLICATION NO.
PCT/NL98/00722INTERNATIONAL FILING DATE
21 December 1998PRIORITY DATE CLAIMED
21 December 1998

TITLE OF INVENTION

DIAGNOSIS OF SEPSIS USING THE LPS-BINDING MOIETY OF ALKALINE PHOSPHATASE

APPLICANT(S) FOR DO/EO/US

Klaas POELSTRA

Arie Jacob MAN IN 'T VELD

Dirk Klaas Fokke MEIJER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- ☒ A copy of the International Search Report (PCT/ISA/210).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
- ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
- ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
- ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ Certificate of Mailing by Express Mail
20. ☐ Other items or information:

Express Mail Label No. EL695230229US

U.S. APPLICATION NO. (UNKNOWN SEE 37 CFR 1.53)

INTERNATIONAL APPLICATION NO.

ATTORNEY'S DOCKET NUMBER

097868585
Unknown

PCT/NL98/00722

POELSTRA

21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00
- ☒ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$840.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT =**\$860.00**Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).**\$130.00**

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
|--------------------|--------------|--------------|-----------|-----------------|--|
| Total claims | 36 - 20 = | 16 | x \$18.00 | \$288.00 | |
| Independent claims | 8 - 3 = | 5 | x \$80.00 | \$400.00 | |

Multiple Dependent Claims (check if applicable). ☐**\$0.00****TOTAL OF ABOVE CALCULATIONS =****\$1,678.00**Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). ☐**\$0.00****SUBTOTAL =****\$1,678.00**Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). ☐**\$0.00****TOTAL NATIONAL FEE =****\$1,678.00**Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐**\$0.00****TOTAL FEES ENCLOSED =****\$1,678.00**

| | |
|---------------|----|
| Amount to be: | \$ |
| refunded | |
| charged | \$ |

☒ A check in the amount of **\$1,678.00** to cover the above fees is enclosed.☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **080570** A duplicate copy of this sheet is enclosed.**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

SIGNATURE

Anthony H. Handal/ Roger Pitt

NAME

26,275/46/996

REGISTRATION NUMBER

20 June 2001

DATE